

POSZ LAW GROUP, PLC

ATTORNEYS AT LAW

12040 SOUTH LAKES DRIVE, SUITE 101
RESTON, VA 20191

SPECIALIZING IN PATENTS, TRADEMARKS & COPYRIGHTS

TEL: (703) 707-9110
FAX: (703) 707-9112
WWW.POSZLAW.COM

DAVID G. POSZ
JAMES E. BARLOW *
BRIAN C. ALTMILLER
ROBERT L. SCOTT, II
CYNTHIA K. NICHOLSON
R. EUGENE VARDELL, JR.*
THERESE B. VARDELL
KERRY S. CULPEPPER

DEBRA G. SHOEMAKER, PH.D.**

* NOT ADMITTED IN VIRGINIA
PRACTICE LIMITED TO FEDERAL PATENT,
TRADEMARK AND COPYRIGHT MATTERS
** PATENT AGENT

FACSIMILE TRANSMISSION

Date: September 11, 2006
To: **U.S. Patent Office**
Office of Finance - Refund Branch
Fax No.: 571-273-6500
Subject: Request for Refund for S/N: 10/808,590

Pages: 2

From: David G. Posz

Applicant(s): KUBO et al.

Application No.: 10/808,590

Filed: March 25, 2004

Title: WEATHER STRIP AND
MANUFACTURING METHOD
THEREFOR

Attorney Docket No.: 26B-032 RCE

Group Art Unit: 1772

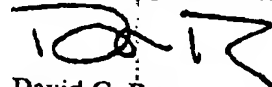
Examiner: Chevalier

Sirs,

Applicant respectfully requests a refund of \$120 that was charged to our Deposit Account on August 25, 2006 for a one-month extension of time when an Amendment was filed on August 24, 2006. Since an RCE was filed for this application on July 31, 2006 (see attached), there was no need to file an extension of time.

For the foregoing reasons, it is respectfully requested that \$120 be refunded by crediting our deposit account No. 50-1147. Acknowledgement of receipt and approval of this request are respectfully requested.

Respectfully submitted,



David G. Posz
Reg. No. 37,701

****Notice****
The information contained in this facsimile transmission is intended only for the above-indicated addressee, and may contain privileged and confidential attorney work product or trade secret information. Any dissemination, distribution or copying of any part of this transmission is strictly prohibited. If you have received this transmission in error, please immediately notify the sender, and return the transmission to the sender at the above-indicated address.

Request For Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/808,580
	Filing Date	3/25/2004
	First Named Inventor	KUBO
	Art Unit	1772
	Examiner Name	Chevaller
	Attorney Docket Number	28B-032-RCE

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. **Miscellaneous**


- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. **Fees**

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1147 I have enclosed a duplicate copy of this sheet.
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ is enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

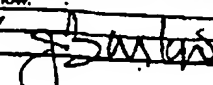
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	James E. Barlow		
Signature		Registration No. (Attorney/Agent)	32,377
		Date	31 July 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	James E. Barlow
Signature	
Date	31 July 2006

BEST AVAILABLE COPY

AUG 24 2006

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional)
28B-032-RCE

In re Application of KUBO et al.

Application Number 10/808,590

Filed: 3/25/2004

For: WEATHER STRIP AND MANUFACTURING METHOD THEREFOR

Group A1 Unit
1772

Examiner Chevalier

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- ☒ One month (37 CFR 1.17(a)(1)) \$ 120.00
☐ Two months (37 CFR 1.17(a)(2)) \$ 450.00
☐ Three months (37 CFR 1.17(a)(3)) \$ 1020.00
☐ Four months (37 CFR 1.17(a)(4)) \$ 1,590.00
☐ Five months (37 CFR 1.17(a)(5)) \$ 2,160.00
☐ Applicant is a small entity under 37 CFR 1.8 and 1.27, therefore the fee amount shown above is reduced by one-half, and the resulting fee is: \$ _____

A small entity statement under 37 CFR 1.27:

- ☐ is enclosed.
☐ has already been filed in this application.
☐ A check in the amount of the fee is enclosed.
☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 60-1147. I have enclosed a duplicate copy of this sheet.

I am the ☐ assignee of record of the entire interest.

- ☐ applicant.
☒ attorney or agent of record.
☐ attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). _____

Date 24 August 2006

James E. Barlow (Reg. No. 377)

Typed or printed name

08/25/2006 WABDEL1 00000078 501147 10808590
 01 FC:1251 120.00 CR

BEST AVAILABLE COPY